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J1059 U.S. PTO

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Jc996 U.S. PTO  
10/029574  
12/20/01

December 20, 2001

## BOX PATENT APPLICATION

Honorable Commissioner of  
Patents and Trademarks  
Washington, D.C. 20231

Re: Rule 1.53(b) CIP Application of Per Sonne **HOLM**  
Entitled **"AGENTS FOR TREATING MALIGNANT DISEASES  
USING THE PROTEIN YB-1"**  
Atty. Ref: **3961.002**

Dear Sir:

This is a request for filing a Continuation-in-Part Application of pending prior parent PCT Application No. **PCT/DE00/01978 (WO 00/78327)** filed on June 20, 2000, entitled **AGENTS FOR TREATING MALIGNANT DISEASES USING E1A-DEFICIENT ADENOVIRUSES WITH YB-1 PROTEIN-DEPENDENT REPLICATION**".

This application is being filed under 37 CFR 1.53(b). Certified copies of the priority documents and Declaration and Power of Attorney will be filed at a later date. We enclose the specification, claims, abstract and four (4) sheets of drawings.

The Government filing fee is calculated as follows:

|                                  |  |
|----------------------------------|--|
| Total claims .....               | <u>20</u> - 20 = <u>    </u> x 9 = \$            |
| Independent claims .....         | <u>  6  </u> - 3 = <u>  3  </u> x 42 = \$ 126.00 |
| Base fee .....                   | \$ 370.00  |
| Declaration late filing fee..... | \$ 65.00   |
| <b>TOTAL FILING FEE .....</b>    | <b>\$561.00</b>                                  |

Attorney Docket: 3961.002

A check for the statutory fee of **\$561.00** is attached. You are also directed and authorized to charge or credit any difference or overpayment to Deposit Account No. 16-0877. The Commissioner is hereby authorized to charge any fees under 37 C.F.R. 1.16 and 1.17 which may be required during the entire pendency of the application to Deposit Account No. 16-0877.

Priority is claimed from June 21, 1999, based on German Application No. 199 29 569.7 and from June 20, 2000, based on World Application No. PCT/DE00/01978.

Respectfully submitted,

By

  
Stephan A. Pendorf

Registration No. 32,665

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Dated: **December 20, 2001**

**EXPRESS MAIL CERTIFICATE**

"EXPRESS MAIL" MAILING LABEL NUMBER: **EL568148048US**

DATE OF DEPOSIT: **December 20, 2001**

I HEREBY CERTIFY that this Request for a Continuation-In-Part Application with a check for **\$561.00** for the Basic Filing Fee, specification, claims, abstract, four (4) sheets of formal drawings and a return receipt postcard are being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 on the date indicated and is addressed: **ATTN: BOX PATENT APPLICATIONS, Commissioner of Patents and Trademarks, Washington, D.C. 20231.**

The Commissioner is hereby authorized to charge any additional fees which may be required at any time during the prosecution of this application without specific authorization, or credit any overpayment, to Deposit Account Number 16-0877.

  
Sherri A. Campbell